

STATE OF HAWAII  
PUBLIC EMPLOYMENT RELATIONS BOARD

In the Matter of	)	
	)	
HAWAII GOVERNMENT EMPLOYEES'	)	Case Nos. <u>RA-03-11</u>
ASSOCIATION, LOCAL 152, AFSCME,	)	<u>RA-04-12</u>
AFL-CIO,	)	<u>RA-13-13</u>
	)	
Petitioner,	)	
	)	Order No. <u>126</u>
and	)	
	)	
STATE OF HAWAII,	)	
	)	
Employer,	)	
	)	
and	)	
	)	
ELSIE OSHITA, et als.,	)	
	)	
Intervenors.	)	

ORDER GRANTING SECOND SUPPLEMENTAL MOTION  
TO DISMISS PETITIONS FOR INTERVENTION

On May 4, 1977, Petitioner HGEA filed a motion, supported by the affidavit of Elsie A. Miki, to dismiss the petitions to intervene filed herein on April 27, 1977, by Richard Kasperski and Joan Johnson. The motion, affidavit and supporting memorandum were served upon counsel for the employer and the intervenors.

These petitioners for intervention alleged, as the sole basis of their statutory or other right in the subject proceeding, that they occupy excluded positions which are slated for inclusion in an appropriate unit pursuant to a stipulation between the Petitioner and the State of Hawaii.

They also asserted:

"As a direct and immediate result of the hearings, Petitioner may be converted from an excluded to an included position and be required to pay service fees as provided by law. Petitioner believes that

testimony to be presented would aid the Board in reaching a correct result in said position."

Both Mr. Kasperski and Ms. Johnson are in positions which currently are included in Unit 13.

The petitioners for intervention have shown no statutory or other right to intervene in these proceedings; their intervention would unduly broaden the issues in the subject cases. For these reasons, the petitions for Richard Kasperski and Joan Johnson to intervene are dismissed.

The motion of Petitioner HGEA is granted.

HAWAII PUBLIC EMPLOYMENT RELATIONS BOARD

  
Mack H. Hamada, Chairman

  
James K. Clark, Board Member

  
John E. Milligan, Board Member

Dated: May 16, 1977

Honolulu, Hawaii